

EXHIBIT 3

EXHIBIT 3

FILED
AMANDA STANFORD
CLERK OF SUPERIOR COURT

2017 JUL 11 AM 11:49

BY SL
DEPUTY

KNAPP & ROBERTS, P.C.

8777 North Gainey Center Drive, Suite 165

Scottsdale, Arizona 85258

(480) 991-7677

Craig A. Knapp, Esq. (013580) knapp@krattorneys.com

David S. Friedman, Esq. (029943) friedman@krattorneys.com

Attorneys for Plaintiffs

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF PINAL

DEAN MICHAEL WATT, a minor, by and
through his natural parents; HAYLEY
HOLLAND-HONEA and ALYAN WATT,
individually,

Plaintiffs,

v.

BANNER HEALTH, an Arizona
corporation d/b/a BANNER CASA
GRANDE MEDICAL CENTER; DANIEL
ROWLAND, M.D., a Nebraska resident;
SUN LIFE FAMILY HEALTH CENTER,
an Arizona corporation d/b/a SUN LIFE
CENTER FOR WOMEN; CHARLOTTE
SONO-PETTY, R.N., an Arizona resident;
JUDY QUICK, R.N., an Arizona resident;
DOES I-X; CORPORATIONS I-X; and
PARTNERSHIPS I-X,

Defendants.

Case No.

CV201701294

COMPLAINT

BRENDA E. OLDHAM

(Tort: Non-Motor-Vehicle;
Medical Malpractice)

**DEMAND FOR
TRIAL BY JURY**

For their Complaint against Defendants, and each of them, Plaintiff Dean Michael Watt, a
minor, by and through his natural parents, Plaintiffs Hayley Holland-Honea and Alyan Watt, who
also assert claims on their individual behalf, allege as follows:

Handwritten initials

SG

General Allegations

1 1. This Court has jurisdiction over this pleading's subject matter.

2 2. Defendants have done and continue to do business in Arizona, have committed
3 tortious acts, in whole or in part, in Arizona, have continuous and systematic contacts with
4 Arizona, and are thus amenable to jurisdiction by an Arizona court. Accordingly, this Court has
5 personal jurisdiction over all Defendants under substantive Arizona and federal law, and under
6 the Arizona Rules of Civil Procedure.

7 3. Venue is proper in Maricopa County.

8 4. The minimum jurisdictional amount is established for filing this action in Arizona
9 Superior Court.

10 **Plaintiffs**

11 5. Plaintiff Dean Michael Watt, a minor, was born on July 12, 2015.

12 6. Plaintiff Dean Michael Watt brings his claims for relief by and through his natural
13 parents, Plaintiffs Hayley Holland-Honea and Alyan Watt.

14 7. At all times material to this action, Plaintiffs Hayley Holland-Honea and Alyan
15 Watt have resided, and continue to reside, in Pinal County.

16 8. In addition to the claims they assert on behalf of their minor son, Plaintiffs Hayley
17 Holland-Honea and Alyan Watt assert claims on their own respective behalves, individually, as
18 mother and father of Plaintiff Dean Michael Watt.

19 **Defendant Banner Health**
20 **("Banner")**

21 9. At all times material to this action, Defendant Banner Health ["Banner"] was an
22 Arizona corporation authorized to conduct business, and regularly conducting business, in Pinal
23 County, Arizona doing business as Banner Casa Grande Medical Center.

24 10. At all times material tot his action, Defendant Banner was a "healthcare provider"
25 as that term is used within the Arizona Medical Malpractice Act, A.R.S. §§ 12-561 to 12-573,
26 authorized to engage in the business of providing healthcare and medical services to members of
27 the public, including to its patients, Plaintiffs Dean Michael Watt and Hayley Holland-Honea.
28

1 11. At all times material to this action, a hospital/patient and healthcare-provider/patient
2 relationship existed between Plaintiffs Dean Michael Watt and Hayley Holland-Honea, and
3 Defendant Banner.

4 12. At all times material to this action, Defendant Banner owned and operated, or
5 participated in owning and operating, a hospital and retained, employed, and allowed the services
6 of doctors, nurses, technicians, and other healthcare professionals, including, but not limited to,
7 Defendants Daniel Rowland, M.D., Charlotte Sono-Petty, R.N., Judy Quick, R.N., and the other
8 labor, delivery, and newborn healthcare professionals who provided care to and for Plaintiffs
9 Dean Michael Watt and Hayley Holland-Honea.

10 13. At all times material to this action, Defendant Banner acted directly and through its
11 actual, apparent, inherent, and/or ostensible agents or employees, including, but not limited to,
12 Defendants Daniel Rowland, M.D., Charlotte Sono-Petty, R.N., Judy Quick, R.N., and the
13 various medical, labor, delivery, nursing and other healthcare professionals who provided care to
14 Plaintiff Dean Michael Watt at Defendant Banner.

15 14. Defendant Banner held those doctors, nurses, technicians, and other healthcare
16 professionals out to the public as being competent in the care of pregnant women and newborn
17 children.

18 15. Both directly, through hospital corporate liability or negligent hiring/training
19 practices, and vicariously, through principles of respondeat superior, ostensible agency, apparent
20 agency, nondelegable duty, joint venture, Defendant Banner is liable and responsible for the acts
21 and omissions of the doctors, nurses, technicians, and other hospital and healthcare personnel
22 who provided hospital, medical, and healthcare services to and for Plaintiffs Dean Michael Watt
23 and Hayley Holland-Honea at Defendant Banner's hospital facilities.

24
25 **Defendant Daniel Rowland, M.D.**
26 **("Dr. Rowland")**

27 16. At all times material to this action, Defendant Daniel Rowland, M.D. ["Dr.
28 Rowland"] was an Arizona resident and a physician duly licensed by the State of Arizona.

1 17. At all times material to this action, Defendant Dr. Rowland was a healthcare
2 provider regularly conducting business and engaging in the practice of obstetrical and
3 gynecological medicine in Pinal County, Arizona including, but not limited to, at Defendant
4 Banner.

5 18. At all times material to this action, Defendant Dr. Rowland was a “healthcare
6 provider” as that term is used within the Arizona Medical Malpractice Act, A.R.S. §§ 12-561 to
7 12-573, and authorized to engage in the business of providing healthcare and medical services to
8 members of the public, including to his patients, Plaintiffs Dean Michael Watt and Hayley
9 Holland-Honea.

10 19. At all times material to this action, a doctor-patient and healthcare-provider/patient
11 relationship existed between Defendant Dr. Rowland and Plaintiffs Dean Michael Watt and
12 Hayley Holland-Honea.

13 20. At all times material to this action, Defendant Dr. Rowland acted individually, on
14 behalf of his medical practice, namely, Defendant Sun Life Family Health Center, an Arizona
15 corporation doing business as Sun Life Center for Women.

16 21. At all times material to this action, Defendant Dr. Rowland acted individually, and
17 as an actual, apparent, inherent, and ostensible agent of Defendant Banner.

18
19 **Defendant Sun Life Family Health Center**
20 **(“Sun Life”)**

21 22. Upon information and belief, at all times material to this action, Defendant Sun Life
22 Family Health Center [“Sun Life”] was an Arizona corporation authorized to conduct business,
23 and regularly conducting business, in Pinal County, Arizona under the trade name of Sun Life
24 Center for Women.

25 23. At all times material to this action, Defendant Sun Life was a “healthcare
26 provider(s)” as that term is used within the Arizona Medical Malpractice Act, A.R.S. §§ 12-561
27 to 12-573, authorized to engage in the business of providing healthcare and medical services to
28 members of the public, including to Plaintiffs Dean Michael Watt and Hayley Holland-Honea.

1 24. At all times material to this action, a doctor-patient or healthcare provider-patient
2 relationship existed between Defendant Sun Life and Plaintiffs Dean Michael Watt and Hayley
3 Holland-Honea.

4 25. At all times material to this action, Defendant Sun Life acted directly and through
5 its actual, apparent, inherent, and/or ostensible agents, principals, servants and/or employees,
6 including, but not limited to Defendant Dr. Rowland, who acted within the scope of their agency
7 and/or employment.

8 26. Defendant Sun Life held those doctors, nurses, technicians, and other healthcare
9 professionals out to the public as being competent in the care of pregnant women and newborn
10 children.

11 27. Both directly, through negligent hiring/training practices, and vicariously, through
12 principles of respondeat superior, ostensible agency, apparent agency, nondelegable duty, joint
13 venture, Defendant Sun Life is liable and responsible for the acts and omissions of the healthcare
14 personnel and professionals who provided healthcare services to and for Plaintiffs Dean Michael
15 Watt and Hayley Holland-Honea at Defendant Banner's hospital facilities.

16
17 **Defendants Charlotte Sono-Petty, R.N. and Judy Quick, R.N.**
18 **("Hospital Nurses")**

19 28. At all times material to this action, Defendants Charlotte Sono-Petty, R.N. and Judy
20 Quick, R.N. ["Hospital Nurses"] were Arizona residents and licensed nurses providing medical,
21 nursing, or healthcare services on behalf of Defendant Banner for Plaintiffs Dean Michael Watt
22 and Hayley Holland-Honea.

23 29. At all times material to this action, the Defendant Hospital Nurses were authorized
24 to engage in, and were engaged in, the business of providing medical, nursing, or healthcare
25 services to the public, including to Plaintiffs Dean Michael Watt and Hayley Holland-Honea.

26 30. Each of the Defendant Hospital Nurses was a "nursing," "medical," or "healthcare
27 provider," as those terms are used in the Arizona Medical Malpractice Act, A.R.S. §§ 12-561, *et*
28 *seq.*

32. Defendants DOES I-X are citizens or residents of the State of Arizona.

34. Defendants DOES I-X, PARTNERSHIPS I-X, and CORPORATIONS I-X are individuals, corporations, partnerships, and/or business entities that caused the events asserted herein to occur within the State of Arizona. Plaintiffs do not yet know the true identities of these Defendants and therefore name them in this pleading fictitiously. Plaintiffs will amend their pleading accordingly if and when the names of these Defendants and their respective roles in this matter become known.

35. Plaintiffs incorporate by reference, and thereby re-allege, the foregoing allegations and paragraphs of this pleading as though fully set forth herein.

37. This claim for relief is brought under the provisions of the Arizona Medical Malpractice Act, A.R.S. §§ 12-561, *et seq.*

39. Plaintiffs Dean Michael Watt and Hayley Holland-Honea explicitly or implicitly agreed with Defendants that Plaintiffs would submit to Defendants' medical, nursing, or healthcare services.

1 40. Likewise, Defendants explicitly or implicitly agreed to examine, diagnose, and treat
2 Plaintiffs Dean Michael Watt and Hayley Holland-Honea with the care, skill, and diligence
3 consistent with their positions as healthcare providers.

4 41. Plaintiff Dean Michael Watt was born on July 12, 2015, at which time Plaintiff
5 Hayley Holland-Honea was 18 years of age, standing 4'11 tall.

6 42. During her pregnancy, Plaintiff Hayley Holland-Honea was under the care of
7 Defendants Dr. Rowland and Sun Life for obstetrician and antepartum services.

8 43. Prior to Plaintiff Dean Michael Watt's birth, upon information and belief,
9 Defendants had not documented Plaintiff Hayley Holland-Honea's pregnancy as high-risk or as
10 otherwise complicated.

11 44. On July 8, 2015, Defendant Dr. Rowland documented his scheduling of Plaintiff
12 Hayley Holland-Honea for an elective labor induction to take place on July 11, 2015.

13 45. Upon information and belief, there was no medical indication or need for Plaintiff
14 Hayley Holland-Honea to undergo this elective labor induction.

15 46. As of July 11, 2015, Plaintiff Hayley Holland-Honea was at 39 weeks and one day
16 gestation.

17 47. On July 11, 2015, Plaintiff Hayley Holland-Honea was admitted to Defendant
18 Banner for the elective labor induction ordered by Defendant Dr. Rowland.

19 48. At 10:03 a.m. on July 11, 2015, Defendant Dr. Rowland ordered the induction to be
20 performed with Cytotec, 25 mcg. every four hours.

21 49. Upon information and belief, a Bishop's score was not taken prior to the
22 administration of Cytotec, a strong inducificient agent.

23 50. Upon information and belief, prior to the administration of Cytotec, Plaintiff Dean
24 Michael Watt's fetal weight was not estimated, his cephalic fetal position was not verified, and
25 pelvic adequacy was not evaluated for relatively small, 4'11 Plaintiff Hayley Holland-Honea.

26 51. Upon information and belief, Defendant Judy Quick, R.N. administered the only
27 recorded dose of Cytotec at 10:38 a.m. on July 11, 2015. If accurate, this would have been in
28 contradiction to Defendant Dr. Rowland's Order of 10:03 a.m. on July 11, 2015.

1 52. At or about 2:53 p.m. on July 11, 2015, Plaintiff Hayley Holland-Honea's
2 membranes ruptured.

3 53. At or about 5:45 p.m. on July 11, 2015, Defendant Judy Quick, R.N. noted variable
4 Fetal Heart Rate Decelerations dropping to 60 beats per minute lasting for 30 seconds.

5 54. At or about 6:15 p.m. on July 11, 2015, Defendant Judy Quick, R.N. noted variable
6 Fetal Heart Rate Decelerations dropping to 20 beats per minute lasting for 20 seconds.

7 55. Variable Fetal Heart Rate Decelerations continued to be noted in Defendant
8 Banner's medical records over approximately the next eight hours of labor.

9 56. Defendant Banner's medical records indicate that Plaintiff Dean Michael Watt was
10 exhibiting signs of fetal labor intolerance.

11 57. Nonetheless, upon information and belief, neither Defendant Hospital Nurses nor
12 Defendant Dr. Rowland took available or appropriate action in response to these decelerations,
13 such as resuscitation measures to improve fetal oxygenation.

14 58. At 7:00 p.m. on July 11, 2015, "Tachysystole" is noted, e.g., that Plaintiff Hayley
15 Holland-Honea was experiencing six uterine contractions every 10 minutes, thereby not
16 permitting enough time between contractions for the fetus to adequately recover.

17 59. Nonetheless, upon information and belief, neither Defendant Hospital Nurses nor
18 Defendant Dr. Rowland took available or appropriate action to reduce the frequency of the uterine
19 contractions or to improve blood delivery to the fetus.

20 60. Likewise, Defendant Dr. Rowland's note of 8:06 p.m. on July 11, 2015 mentions
21 nothing concerning variable or late decelerations, indeterminate Category II tracings,
22 Tachysystole, or uterine hyperventilation. Instead, Defendant Dr. Rowland's note at this time
23 indicates a "Reassuring fetal heart rate."

24 61. In what, upon information and belief, is the only documented written order
25 concerning Pitocin, entered by Defendant Dr. Rowland at 9:57 a.m. on July 11, 2015, the doctor
26 indicates that it is only to be administered "AFTER DELIVERY OF PLACENTA. To control
27 uterine bleeding. 2 doses max." [Emphasis in original].

28 62. Although Defendant Banner's medical records indicate that the placenta was not

1 delivered until 12:35 a.m. on July 12, 2015, and despite the fact that the fetus exhibited signs of
2 labor intolerance, including but not limited to late and variable decelerations, Defendant Charlotte
3 Sono-Petty, R.N. nonetheless administered Pitocin to Plaintiff Hayley Holland-Honea prior to
4 placental delivery, e.g., at 8:21 p.m. on July 11, 2015.

5 63. By 10:30 p.m. on July 11, 2015, while Plaintiff Hayley Holland-Honea had already
6 been noted to be fully dilated, Defendant Charlotte Sono-Petty, R.N. documents that Plaintiff
7 Dean Michael Watt was tachycardic with a heart rate in the 170s, with variable Fetal Heart Rate
8 Decelerations down to 90 beats per minute.

9 64. Upon information and belief, neither Defendant Hospital Nurses nor Defendant Dr.
10 Rowland took available or appropriate action to address these variable decelerations.

11 65. Rather, Defendants apparently permitted Plaintiff Hayley Holland-Honea to
12 continue pushing for approximately the next two hours.

13 66. A Caesarian section was not performed.

14 67. Defendant Banner's medical records indicate that Plaintiff Dean Michael Watt was
15 delivered at 12:27 a.m. on July 12, 2015, after enduring a shoulder dystocia.

16 68. During this labor or delivery process, Plaintiff Dean Michael Watt sustained injuries
17 including, but not limited to, a left parietal skull fracture, prominent posterior cephalohematoma,
18 intracranial hematoma with intracranial hemorrhage, a massive subgaleal hemorrhage, cerebral
19 edema, periorbital edema, respiratory distress requiring oxygen, and significant right arm and
20 back bruising.

21 69. In the one, five, and ten-minute intervals post-birth, Defendant Banner's medical
22 records indicate that Plaintiff Dean Michael Watt exhibited Apgar scores of two, four, and seven,
23 respectively.

24 70. Plaintiff Dean Michael Watt was transferred and admitted to Banner Desert Medical
25 Center at 4:00 p.m. on July 12, 2015, where he underwent a course consistent with "birth
26 depression, subgaleal and intracranial hemorrhages, seizures, [disseminated intravascular
27 coagulopathy], renal failure, hypoxic liver injury."

28 71. Defendants negligently failed to provide full, systematic, competent, and proper

1 monitoring of the progress of Plaintiff Hayley Holland-Honea's labor.

2 72. Defendants then negligently and traumatically executed the delivery of Plaintiff
3 Dean Michael Watt, causing him to suffer acute skull and brain injuries.

4 73. As a result of these severe and permanent injuries, Plaintiff Dean Michael Watt will
5 continue to suffer lifelong physical, emotional, and developmental disabilities.

6 74. Defendants, and each of them, owed a non-delegable duty to Plaintiffs Dean
7 Michael Watt and Hayley Holland-Honea to exercise that degree of reasonable care and skill
8 exercised by like healthcare professionals, hospitals, physicians, or nurses of good standing
9 providing obstetrical, perinatal, or newborn care under the same or similar circumstances.

10 75. Defendants, and each of them, acting directly and/or through their actual, apparent,
11 inherent, or ostensible agents, servants, principals, and/or employees, were negligent and deviated
12 from the generally accepted standards of medical and hospital care.

13 76. Defendant Dr. Rowland's acts, errors, or omissions falling below the applicable
14 standard of care include, but are not limited to, inducing labor in Plaintiff Hayley Holland-Honea
15 without taking adequate preventative measures to ensure her fetus' safety.

16 77. Defendant Dr. Rowland's acts, errors, or omissions falling below the applicable
17 standard of care include, but are not limited to, failing to communicate adequately with Defendant
18 Hospital Nurses.

19 78. Defendant Dr. Rowland's acts, errors, or omissions falling below the applicable
20 standard of care include, but are not limited to, allowing Pitocin to be administered in a manner
21 directly contrary to his Order.

22 79. Defendant Dr. Rowland's acts, errors, or omissions falling below the applicable
23 standard of care include, but are not limited to, allowing Pitocin to be administered when the fetus
24 had already exhibited hours of Category II tracings with ongoing variable decelerations, late
25 decelerations, and tachysystole.

26 80. Defendant Dr. Rowland's acts, errors, or omissions falling below the applicable
27 standard of care include, but are not limited to, failing to take appropriate measures in preparation
28 for or in response to signs of fetal labor intolerance.

1 81. Defendant Dr. Rowland's acts, errors, or omissions falling below the applicable
2 standard of care include, but are not limited to, allowing Plaintiff Hayley Holland-Honea to push
3 for hours while the fetus was exhibiting signs of labor intolerance.

4 82. Defendant Dr. Rowland's acts, errors, or omissions falling below the applicable
5 standard of care include, but are not limited to, failing to perform a Caesarian section in
6 consideration of the circumstances, such as Plaintiff Hayley Holland-Honea's prolonged labor
7 and signs of fetal labor intolerance.

8 83. Defendant Dr. Rowland's acts, errors, or omissions falling below the applicable
9 standard of care include, but are not limited to, performing the acutely traumatic delivery of
10 Plaintiff Dean Michael Watt that caused him to sustain injuries as severe as a skull fracture with
11 intracranial hemorrhages.

12 84. Defendant Hospital Nurses' acts, errors, or omissions falling below the applicable
13 standard of care include, but are not limited to, failing to communicate adequately with Defendant
14 Dr. Rowland.

15 85. Defendant Hospital Nurses' acts, errors, or omissions falling below the applicable
16 standard of care include, but are not limited to, administering Pitocin in a manner directly
17 contrary to Dr. Rowland's Order.

18 86. Defendant Hospital Nurses' acts, errors, or omissions falling below the applicable
19 standard of care include, but are not limited to, administering Pitocin when the fetus had already
20 exhibited hours of Category II tracings with ongoing variable decelerations, late decelerations,
21 and tachysystole.

22 87. Defendant Hospital Nurses' acts, errors, or omissions falling below the applicable
23 standard of care include, but are not limited to, failing to take appropriate measures in response to
24 signs of fetal labor intolerance.

25 88. Defendant Hospital Nurses' acts, errors, or omissions falling below the applicable
26 standard of care include, but are not limited to, allowing Plaintiff Hayley Holland-Honea to push
27 for hours while the fetus was exhibiting signs of labor intolerance.
28

1 89. Defendant Hospital Nurses' acts, errors, or omissions falling below the applicable
2 standard of care include, but are not limited to, the extent to which they negligently caused or
3 contributed to the acutely traumatic delivery of Plaintiff Dean Michael Watt that caused him to
4 sustain injuries as severe as a skull fracture with intracranial hemorrhages.

5 90. Defendants' negligence directly and proximately caused, or contributed to causing,
6 the harms, damages, and injuries that Plaintiffs suffered.

7 91. Plaintiff Dean Michael Watt, by and through his natural parents, Plaintiffs Hayley
8 Holland-Honea and Alyan Watt, seeks to recover reasonable damages for the permanent injuries
9 he has sustained due to Defendants' negligence.

10 92. As a direct and proximate result of the Defendants' negligence, Plaintiff Dean
11 Michael Watt has suffered, and will continue to suffer for the remainder of his natural life, pain,
12 distress, discomfort, disfigurement, impairment, disability, anxiety, and inconvenience.

13 93. As a direct and proximate result of the Defendants' negligence, Plaintiff Dean
14 Michael Watt sustained, and will continue to sustain for the remainder of his natural life, a loss of
15 enjoyment of life.

16 94. As a direct and proximate result of the Defendants' negligence, Plaintiff Dean
17 Michael Watt will sustain a loss of earning capacity.

18 95. As a direct and proximate result of the Defendants' negligence Plaintiff Dean
19 Michael Watt has undergone, and will continue to undergo for an indefinite period of time,
20 reasonable and necessary medical treatment, rehabilitative care, special-needs attention and care,
21 vocational education, and/or other treatment and therapy, in a total amount that will be proven at
22 trial.

23 96. As a direct and proximate result of the Defendants' negligence, Plaintiffs, and each
24 of them, have incurred expenses, and will continue to incur expenses for an indefinite period of
25 time, for reasonable and necessary medical treatment, rehabilitative care, special-needs attention
26 and care, vocational education, and/or other treatment and therapy, in a total amount that will be
27 proven at trial.
28

1 97. As a direct and proximate result of the Defendants' negligence, Plaintiffs, and each
2 of them, have incurred expenses, and will continue to incur expenses for an indefinite period of
3 time, for special adaptive living necessities, including but not limited to transportation and in the
4 home.

5 98. As a direct and proximate result of the Defendants' negligence, Plaintiffs Hayley
6 Holland-Honea and Alyan Watt have suffered, and will continue to suffer for the remainder of
7 their or their son's natural life, a loss of parental consortium, including but not limited to a loss of
8 affection, companionship, and love.

9
10 **WHEREFORE**, Plaintiffs seek judgment against Defendants, and each of them, as
11 follows:


- 12 1. For reasonable actual, general, and compensatory damages, in an amount to be
13 determined at trial;
14 2. For reasonable special damages in an amount to be determined at trial;
15 3. For costs of suit incurred herein and accruing; and
16 4. For such other and further relief as the Court deems just and proper.

17
18 **Jury Demand**

19 Plaintiffs demand a trial by jury on all claims so triable in this action.

20
21 **DATED** this 11th day of July, 2017.

22 **KNAPP & ROBERTS, P.C.**

23
24
25 

26 Craig A. Knapp
27 David S. Friedman
28 8777 North Gainey Center Drive, Suite 165
Scottsdale, Arizona 85258
Attorneys for Plaintiffs

In the Superior Court of the State of Arizona
In and For the County of Pinal

Case Number CV201701294

CIVIL COVER SHEET- NEW FILING ONLY
(Please Type or Print)

Plaintiff's Attorney Craig A. Knapp, Esq.

Attorney Bar Number 013580

Plaintiff's Name(s): (List all)
Dean Michael Watt, a minor, by and
through his natural parents, Hayley
Holland-Honea and Alyan Watt, Individually.

BRENDA E. OLDHAM

Plaintiff's Address:
c/o Craig A. Knapp, Esq.
Knapp & Roberts
8777 N. Gainey Ctr Dr., Ste 165, Scottsdale, AZ 85258

(List additional plaintiffs on page two and/or attach a separate sheet).

Defendant's Name(s): (List All) Banner Health, dba Banner Casa Grande Medical Center ; Daniel Rowland, M.D.;
Sun Life Family Health Center dba Sun Life Center for Women; Charlotte Sono-Petty, R.N.; Judy Quick, R.N.;

(List additional defendants on page two and/or attach a separate sheet)

EMERGENCY ORDER SOUGHT: ☐ Temporary Restraining Order ☐ Provisional Remedy ☐ OSC
☐ Election Challenge ☐ Employer Sanction ☐ Other _____

(Specify)

☐ RULE 8(h) COMPLEX LITIGATION APPLIES. Rule 8(i) of the Rules of Civil Procedure defines a "Complex Case" as civil actions that require continuous judicial management. A typical case involves a large number of witnesses, a substantial amount of documentary evidence, and a large number of separately represented parties.

(Mark appropriate box on page two as to complexity, **in addition** to the Nature of Action case category).

☐ THIS CASE IS ELIGIBLE FOR THE COMMERCIAL COURT UNDER EXPERIMENTAL RULE 8.1. (Maricopa County only.) Rule 8.1 defines a commercial case and establishes eligibility criteria for the commercial court. Generally, a commercial case primarily involves issues arising from a business contract or business transaction. However, consumer transactions are not eligible. A consumer transaction is one that is primarily for personal, family or household purposes. **Please review Rule 8.1 for a complete list of the criteria.** See <http://www.superiorcourt.maricopa.gov/commercial-court/>. You must check this box if this is an eligible commercial case. **In addition, mark the appropriate box below in the "Nature of Action" case category.** The words "eligible for commercial court" must appear in the caption of the original complaint.

NATURE OF ACTION

(Place an "X" next to the **one** case category that most accurately describes your primary case.)

TORT MOTOR VEHICLE:

- ☐ Non-Death/Personal Injury
☐ Property Damage
☐ Wrongful Death

TORT NON-MOTOR VEHICLE:

- ☐ Negligence
☐ Product Liability – Asbestos
☐ Product Liability – Tobacco
☐ Product Liability – Toxic/Other
☐ Intentional Tort

- ☐ Property Damage
☐ Legal Malpractice
☐ Malpractice – Other professional
☐ Premises Liability
☐ Slander/Libel/Defamation
☐ Other (Specify) _____

MEDICAL MALPRACTICE:

- ☐ Physician M.D. ☒ Hospital
☐ Physician D.O. ☐ Other

CONTRACTS:

- ☐ Account (Open or Stated)
☐ Promissory Note
☐ Foreclosure
☐ Buyer-Plaintiff
☐ Fraud
☐ Other Contract (i.e. Breach of Contract)
☐ Excess Proceeds-Sale
☐ Construction Defects (Residential/Commercial)
 - ☐ Six to Nineteen Structures
 - ☐ Twenty or More Structures

OTHER CIVIL CASE TYPES:

- ☐ Eminent Domain/Condemnation
☐ Eviction Actions (Forcible and Special Detainers)
☐ Change of Name
☐ Transcript of Judgment
☐ Foreign Judgment
☐ Quiet Title
☐ Forfeiture
☐ Election Challenge
☐ NCC- Employer Sanction Action (A.R.S. §23-212)
☐ Injunction against Workplace Harassment
☐ Injunction against Harassment
☐ Civil Penalty
☐ Water Rights (Not General Stream Adjudication)
☐ Real Property
☐ Sexually Violent Person (A.R.S. §36-3704)
 (Except Maricopa County)
☐ Minor Abortion (See Juvenile in Maricopa County)
☐ Special Action against Lower Courts
 (See lower court appeal cover sheet in Maricopa)
☐ Immigration Enforcement Challenge (§§1-501, 1-502, 11-1051)

UNCLASSIFIED CIVIL:

- ☐ Administrative Review
 (See lower court appeal cover sheet in Maricopa)
☐ Tax Appeal
 (All other tax matters must be filed in the AZ Tax Court)
☐ Declaratory Judgment
☐ Habeas Corpus
☐ Landlord Tenant Dispute- Other
☐ Restoration of Civil Rights (Federal)
☐ Clearance of Records (A.R.S. §13-4051)
☐ Declaration of Factual Innocence (A.R.S. §12-771)
☐ Declaration of Factual Improper Party Status
☐ Vulnerable Adult (A.R.S. §46-451)
☐ Tribal Judgment
☐ Structured Settlement (A.R.S. §12-2901)
☐ Attorney Conservatorships (State Bar)
☐ Unauthorized Practice of Law (State Bar)
☐ Out-of-State Deposition for Foreign Jurisdiction
☐ Secure Attendance of Prisoner
☐ Assurance of Discontinuance
☐ In-State Deposition for Foreign Jurisdiction
☐ Eminent Domain- Light Rail Only
☐ Interpleader- Automobile Only
☐ Delayed Birth Certificate (A.R.S. §36-333.03)
☐ Employment Dispute- Discrimination
☐ Employment Dispute-Other
☐ Other (Specify) _____

COMPLEXITY OF THE CASE

If you marked the box on page one indicating that Complex Litigation applies, place an "X" in the box of no less than one of the following:

- ☐ Antitrust/Trade Regulation
☐ Construction Defect with many parties or structures
☐ Mass Tort
☐ Securities Litigation with many parties
☐ Environmental Toxic Tort with many parties
☐ Class Action Claims
☐ Insurance Coverage Claims arising from the above-listed case types
☐ A Complex Case as defined by Rule 8(i) ARCP

Additional Plaintiff(s)

Additional Defendant(s)

KNAPP & ROBERTS, P.C.

8777 North Gainey Center Drive, Suite 165
Scottsdale, Arizona 85258
(480) 991-7677

Craig A. Knapp, Esq. (013580) knapp@krattorneys.com
David S. Friedman, Esq. (029943) friedman@krattorneys.com
Attorneys for Plaintiffs

FILED
AMANDA STINEBORG
CLERK OF SUPERIOR COURT
2017 JUL 11 AM 11:49
BY SL
DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF PINAL

DEAN MICHAEL WATT, a minor, by and
through his natural parents; HAYLEY
HOLLAND-HONEA and ALYAN WATT,
individually,

Plaintiffs,

v.

BANNER HEALTH, an Arizona
corporation d/b/a BANNER CASA
GRANDE MEDICAL CENTER; DANIEL
ROWLAND, M.D., a Nebraska resident;
SUN LIFE FAMILY HEALTH CENTER,
an Arizona corporation d/b/a SUN LIFE
CENTER FOR WOMEN; CHARLOTTE
SONO-PETTY, R.N., an Arizona resident;
JUDY QUICK, R.N., an Arizona resident;
DOES I-X; CORPORATIONS 1-X; and
PARTNERSHIPS I-X,

Defendants.

Case No. CV2017 01294

BRENDA E. OLDHAM

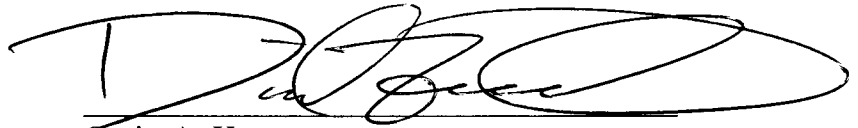
**CERTIFICATE OF COMPULSORY
ARBITRATION**

Pursuant to Rule 72(e), *Arizona Rules of Civil Procedure*, the undersigned certifies that he
or she knows the dollar limits and any other limitations set forth by the local rules of practice for
the applicable superior court, and further certifies that this case **IS NOT** subject to compulsory

1 arbitration, as provided by Rules 72 to 77 of the *Arizona Rules of Civil Procedure*.

2 **DATED** this 10th day of July, 2017.

3 **KNAPP & ROBERTS, P.C.**

4
5
6 

7 Craig A. Knapp

8 David S. Friedman

9 8777 North Gainey Center Drive, Suite 165

10 Scottsdale, Arizona 85258

11 *Attorneys for Plaintiffs*

FILED
AMANDA STANFORD
CLERK - SUPERIOR COURT

JUL 11 2017

Time: 11:49AM
By: SL

SUPERIOR COURT OF ARIZONA
PINAL COUNTY

DEAN MICHAEL WATT
Plaintiff(s)

CASE NUMBER: CV 201701294

NOTICE OF IMPENDING DISMISSAL FOR
FAILURE TO SERVE

BANNER HEALTH
Defendant(s)

C
HONORABLE: BRENDA E. OLDHAM

CAL

NOTICE AND WARNING:

Pursuant to Rule 4(i), Arizona Rules of Civil Procedure, the Court shall dismiss the action without prejudice unless service is made upon a defendant within 90 days after the filing of the complaint.

This is notice that your case will be dismissed without further notice after January 12
2018 at 9:00 ☒ am ☐ pm if you do not take at least one of the steps listed below.

- A. **SERVE THE OTHER PARTY WITH THE COURT PAPERS AND FILE THE PROOF OF SERVICE.** If you have served the other party, you must file proof of service with the Clerk of the Court immediately.
- B. **MOTION AND ORDER TO CONTINUE ON THE INACTIVE CALENDAR:** You may file a motion requesting additional time to complete the service of the court papers before the court automatically dismisses your case. The order granting the continuance must be SIGNED by the judge BEFORE the dismissal date indicated above.
- C. **VOLUNTARY DISMISSAL OF YOUR CASE.** You may dismiss your case instead of waiting for the Court Order of Dismissal.

You may obtain appropriate documents and instructions from the Pinal County Clerk of the Superior Court website: <http://coscpinalcountyaz.gov>

WARNING: Failure to comply with this notice may result in THE COURT DISMISSING YOUR CASE without prejudice.

If you have legal questions, consult an attorney who practices in this area of the law and has the expertise you need.

SG

FILED
AMANDA STANFORD
CLERK OF SUPERIOR COURT
2017 JUL 19 PM 12:42
BY POB
DEPUTY

KNAPP & ROBERTS, P.C.

8777 North Gainey Center Drive, Suite 165

Scottsdale, Arizona 85258

(480) 991-7677

Craig A. Knapp, Esq. (013580) knapp@krattorneys.com

David S. Friedman, Esq. (029943) friedman@krattorneys.com

Attorneys for Plaintiffs

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF PINAL

DEAN MICHAEL WATT, a minor, by and
through his natural parents; HAYLEY
HOLLAND-HONEA and ALYAN WATT,
individually,

Plaintiffs,

v.

BANNER HEALTH, an Arizona
corporation d/b/a BANNER CASA
GRANDE MEDICAL CENTER; DANIEL
ROWLAND, M.D., a Nebraska resident;
SUN LIFE FAMILY HEALTH CENTER,
an Arizona corporation d/b/a SUN LIFE
CENTER FOR WOMEN; CHARLOTTE
SONO-PETTY, R.N., an Arizona resident;
JUDY QUICK, R.N., an Arizona resident;
DOES I-X; CORPORATIONS 1-X; and
PARTNERSHIPS I-X,

Defendants.

Case No. CV 201701794

**CERTIFICATION OF
EXPERT TESTIMONY
PURSUANT TO A.R.S. § 12-2603**

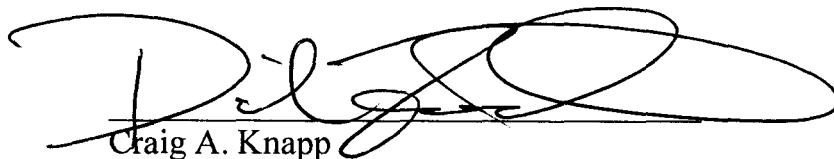
BRENDA E. OLDHAM

The undersigned certifies, pursuant to A.R.S. § 12-2603, that expert opinion testimony is
necessary to prove the licensed professionals' standard of care or liability for the claims asserted
in the Complaint, filed concurrently with this Certification of Expert Testimony.

RCP

1 **DATED** this 10th day of July, 2017.

2 **KNAPP & ROBERTS, P.C.**

3 

4 Craig A. Knapp

5 David S. Friedman

6 8777 North Gainey Center Drive, Suite 165

7 Scottsdale, Arizona 85258

8 *Attorneys for Plaintiffs*

AFFIDAVIT OF SERVICE

Case: CV201701294	Court: Superior Court, State of Arizona	County: Pinal, AZ	Job: 1672658
Plaintiff / Petitioner: Dean Michael Watt, Hayley Holland-Honea and Alyan Watt		Defendant / Respondent: Daniel Rowland, M.D.	
Received by: Advanced Process Service		For: Knapp & Roberts	
To be served upon: Daniel Rowland, M.D.			

FILED
AMANDA STANFORD
CLERK OF SUPERIOR COURT
2017 SEP 28 AM 10:33
MM

BY _____ DEPUTY

I, Alan Gustafson, being duly sworn, depose and say: I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to make service of the documents and informed said person of the contents herein

Recipient Name / Address: Daniel Rowland, M.D., Company: 4021 B Ave, Scottsbluff, NE 69361

Manner of Service: Personal/Individual, Sep 18, 2017, 3:01 pm MDT

Documents: Complaint, Certificate of Expert Testimony, Certificate of Compulsory Arbitration and Summons (Received Sep 15, 2017 at 1:14pm MDT)

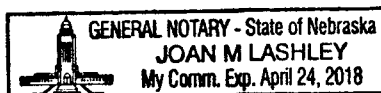
Additional Comments:

1) Successful Attempt: Sep 18, 2017, 3:01 pm MDT at Company: 4021 B Ave, Scottsbluff, NE 69361 received by Daniel Rowland, M.D.. Age: 45; Ethnicity: Caucasian; Gender: Male; Weight: 150; Height: 5'6"; Hair: Blond; Eyes: Brown; Personal service to Dr. Rowland at his place of employment of The Womens Center.

Fees: \$45.00

Alan Gustafson 9-19-17
Alan Gustafson Date

Advanced Process Service
PO Box 1616
Scottsbluff, NE 69363
3086418116



Subscribed and sworn to before me by the affiant who is personally known to me.

Joan M Lashley
Notary Public
9-19-2017 4-24-2018
Date Commission Expires

Confirmed by Court Clerk

30

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

FILED
AMANDA STANFORD
CLERK OF SUPERIOR COURT

DEAN MICHAEL WATT,

No. CV 2017-01294

2017 SEP 28 AM 10:33

MM

BY _____
DEPUTY

Plaintiff _____,

vs.

**AFFIDAVIT OF SERVICE OF
PROCESS BY PRIVATE PERSON**

BANNER HEALTH, et al.,

Defendant _____.

STATE OF ARIZONA)
COUNTY OF MARICOPA) ss.

Ray E. Currie, being sworn, states: That he is fully qualified to serve process in this cause, having been so appointed by the Court; that he received the
Summons & Complaint & Cert of Comp ARb., Expert Testimony

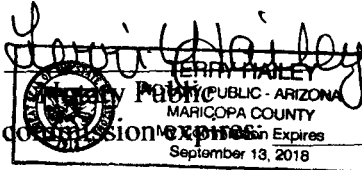
in this action from Craig Knapp #013580, Attorney. That he personally served the same on those names below, in the manner and at the time and place shown:

SERVED: BANNER HEALTH dba BANNER CASA GRANDE MEDICAL CENTER, by service upon Statutory Agent, DAVID M. BIXBY, ACCEPTED BY GAIL HYDE, duly authorized to accept at her usual place of business at 2901 N. Central Ave., Phoenix, Arizona 85012, at 1:46 P.M. on September 18, 2017.


Ray E. Currie

Subscribed and sworn to before me on this 22 day of September, 20 17.

Service: _____ \$ _____
Miles: _____ \$ _____
Additional Mileage: _____ \$ _____
Witness Fees: _____ \$ _____
Notary: _____ \$ _____
TOTAL: _____ \$ 50.00


My commission expires _____

Ray E. Currie Investigations
P.O. Box 33131, Phoenix, Az. 85067
(602) 573-6135

Confirmed Copy Furnished

38

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

FILED

AMANDA STANFORD
CLERK OF SUPERIOR COURT
XXXXXXX FINAL

DEAN MICHAEL WATT,

No. CV 2017-01294

2017 SEP 28 AM 10:32

BY WW
DEPUTY

Plaintiff _____,

vs.

BANNER HEALTH, et al.,

Defendant _____.

**AFFIDAVIT OF SERVICE OF
PROCESS BY PRIVATE PERSON**

STATE OF ARIZONA)
COUNTY OF MARICOPA) ss.

Ray E. Currie, being sworn, states: That he is fully qualified to serve process in this cause, having been so appointed by the Court; that he received the
Summons & Complaint & Cert of Comp ARb. & Expert Testimony

in this action from Craig Knapp #013580, Attorney. That he personally served the same on those names below, in the manner and at the time and place shown:

SERVED: JUDY QUICK, R.N., in person, at her usual place of business at Banner Casa Grande Medical Center, 1800 E. Florence Blvd. Casa Grande, Arizona 85122, at 12:30 P.M. on September 21, 2017.

Ray E. Currie
Ray E. Currie

Subscribed and sworn to before me on this 22 day of September, 2017.

Service: \$ 30.00
Miles: 58 \$ 145.00
Additional Mileage: \$
Witness Fees: \$
Notary: & Aff. \$ 10.00
TOTAL: \$ 185.00

Yvonne L. Haley
NOTARY PUBLIC - ARIZONA
MARICOPA COUNTY
My Commission Expires SEP 13, 2018

Ray E. Currie Investigations
P.O. Box 33131, Phoenix, Az. 85067
(602) 573-6135

Confirmed Copy Furnished

88

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

FILED
AMANDA STANFORD
CLERK OF SUPERIOR COURT

DEAN MICHAEL WATT,

No. Cv 2017-01294

2017 SEP 28 AM 10:32

Plaintiff _____,

BY WW
DEPUTY

vs.

BANNER HEALTH, et al.,

Defendant _____.

**AFFIDAVIT OF SERVICE OF
PROCESS BY PRIVATE PERSON**

STATE OF ARIZONA)
COUNTY OF MARICOPA) ss.

Ray E. Currie, being sworn, states: That he is fully qualified to serve process in this cause, having been so appointed by the Court; that he received the Summons & Complaint & Expert Testimony & Cert of Comp Arb.

in this action from Craig Knapp #013580, Attorney. That he personally served the same on those names below, in the manner and at the time and place shown:

SERVED: SUN LIFE FAMILY HEALTH CENTER dba SUN LIFE CENTER FOR WOMEN, by service upon Statutory Agent, STEPHEN R. COOPER, in person, at his usual place of business at 221 N. Florence St. Casa Grande, Arizona 85122, at 11:12 A.M. on September 21, 2017.

Ray E. Currie
Ray E. Currie

Subscribed and sworn to before me on this 22 day of September, 20 17.

Service: _____ \$ _____
Miles: _____ \$ _____
Additional Mileage: _____ \$ _____
Witness Fees: _____ \$ _____
Notary: _____ \$ _____
TOTAL: _____ \$ 50.00

Jerry Hailey
JERRY HAILEY
NOTARY PUBLIC - ARIZONA
MARICOPA COUNTY
My Commission Expires
September 13, 2018

Ray E. Currie Investigations
P.O. Box 33131, Phoenix, Az. 85067
(602) 573-6135

Conformed Copy Furnished

36



OFFICE OF THE CLERK OF THE SUPERIOR COURT
AMANDA STANFORD

CLERK OF THE SUPERIOR COURT, PINAL COUNTY
JURY COMMISSIONER/PROBATE REGISTRAR

PO BOX 2730
FLORENCE, ARIZONA 85132

TELEPHONE: 520-866-5300
FAX: 520-866-5320

Oct 6, 2017
To SLATTERY PETERSEN PLLC
Address
5981 E GRANT ROAD SUITE 101
TUCSON, AZ 85712

Case CV201701294

The Clerk of the Court is returning the following document(s):

DEFENDANTS BANNER HEALTH DBA BANNER CASA GRANDE MEDICAL CENTER, CHARLOTTE
SONO-PETTY, RN, AND JUDY QUICK, RN'S ANSWER TO COMPLAINT AND DEMAND FOR JURY TRIAL.

Also enclosed is your ☒ **Check** or ☐ **Money Order** Number 4466 in the amount of \$224.00.

Received by our office on: OCTOBER 6, 2017.

For the following reason(s):

- ☐ \$_____ filing fee is due for the pleadings attached. If the filing fee is a hardship, you may print the deferral instructions and application at www.cosc.pinalcountyaz.gov/forms.html and submit the deferral as per instructions to the Clerk of the Court along with the Original pleadings.
- ☐ The Clerk has researched the attached document(s) and the case number and/or party name(s) do not match any of those in our system.
- ☒ No originals provided. The Clerk must be in receipt of the **Original** document(s) for filing. The above mentioned document(s):
- ☒ Do not have an original signature
- ☐ Need to be notarized
- ☐ Other: _____
- ☐ The document(s) you have submitted do not comply with 16 A.R.S. Rules of Civil Procedure, Rule 5.2 (Formerly cited as AZ ST RCP Rule 10(d)) as to format:



**OFFICE OF THE CLERK OF THE SUPERIOR COURT
AMANDA STANFORD**

CLERK OF THE SUPERIOR COURT, PINAL COUNTY
JURY COMMISSIONER/PROBATE REGISTRAR

PO BOX 2730
FLORENCE, ARIZONA 85132

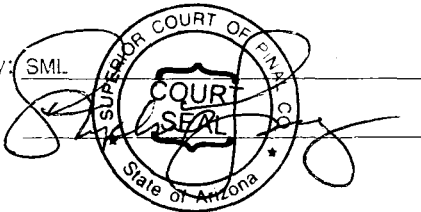
TELEPHONE: 520-866-5300
FAX: 520-866-5320

☐ Other:

Please note that the Clerk of the Superior Court's Office cannot give any legal advice. For additional assistance please contact an attorney or paralegal.

AMANDA STANFORD
Clerk of the Superior Court

By: SML



, Deputy Clerk

cc: AJACS x

Return Letter File x

Revised 06.27.17

FILED
AMANDA STANTON
CLERK OF COURT
2017 OCT 10 PM 4:18
BB

KNAPP & ROBERTS, P.C.

8777 North Gainey Center Drive, Suite 165
Scottsdale, Arizona 85258
(480) 991-7677

Craig A. Knapp, Esq. (013580) knapp@krattorneys.com
David S. Friedman, Esq. (029943) friedman@krattorneys.com
Attorneys for Plaintiffs

BY _____
DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF PINAL

DEAN MICHAEL WATT, a minor, by and
through his natural parents; HAYLEY
HOLLAND-HONEA and ALYAN WATT,
individually,

Case No. CV201701294

Plaintiffs,

v.

**ACCEPTANCE OF SERVICE OF
PROCESS**

BANNER HEALTH, an Arizona
corporation d/b/a BANNER CASA
GRANDE MEDICAL CENTER; DANIEL
ROWLAND, M.D., a Nebraska resident;
SUN LIFE FAMILY HEALTH CENTER,
an Arizona corporation d/b/a SUN LIFE
CENTER FOR WOMEN; CHARLOTTE
SONO-PETTY, R.N., an Arizona resident;
JUDY QUICK, R.N., an Arizona resident;
DOES I-X; CORPORATIONS I-X; and
PARTNERSHIPS I-X,

(Assigned to the Hon. Brenda E. Oldham)

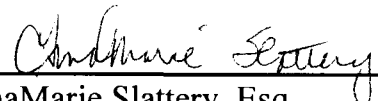
Defendants.

Pursuant to Rule 4(f)(2), Ariz.R.Civ.P., GinaMarie Slattery, Esq. of Slattery Petersen, PLLC. hereby acknowledges acceptance of service of the Complaint, Summons, Certificate on Expert Testimony Pursuant to A.R.S. § 12-2603, and Certificate of Compulsory Arbitration in

1 the above-captioned matter on behalf of Decedent Defendant Charlotte Sono-Petty, R.N.

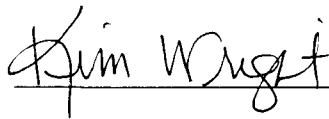
2 **DATED** this 4th day of October, 2017.

3 **SLATTERY PETERSEN, PLLC**

4
5 
6 GinaMarie Slattery, Esq.
7 *Attorneys for Defendants Banner Health, Charlotte Sono-*
8 *Petty, R.N., and Judy Quick, R.N.*

9 **ORIGINAL** of the foregoing
10 mailed for filing with the Court
11 this 4th day of October, 2017, to:

12 Clerk of Court
13 Pinal County Superior Court
14 971 N. Jason Lopez Circle, Bldg. A
15 Florence, Arizona 85232

16 By: 
17
18
19
20
21
22
23
24
25
26
27
28

FILED
AMANDA STANFORD
CLERK OF SUPERIOR COURT

17 OCT 23 PM 12:10

BY 
DEPUTY

1 GinaMarie Slattery (#012867)
2 SLATTERY PETERSEN PLLC
3 5981 E. Grant Road, Suite 101
4 Tucson, AZ 85712
5 Telephone: (520) 326-1866
6 Facsimile: (866) 323-9593
7 gslattery@slatterypetersen.com
8 *Attorney for Banner Health dba*
9 *Banner Casa Grande Medical Center,*
10 *Charlotte Sono-Petty, RN, and Judy*
11 *Quick, RN*

IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF PINAL

11 DEAN MICHAEL WATT, a minor, by and
12 through his natural parents; HALEY
13 HOLLAND-HONEA and ALYAN WATT,
14 individually,

Plaintiffs,

vs.

16 BANNER HEALTH, an Arizona corporation
17 d/b/a BANNER CASA GRANDE
18 MEDICAL CENTER; DANIEL
19 ROWLAND, M.D., a Nebraska resident;
20 SUN LIFE FAMILY HEALTH CENTER, an
21 Arizona corporation d/b/a SUN LIFE
22 CENTER FOR WOMEN; CHARLOTTE
23 SONO-PETTY, R.N., an Arizona resident;
24 JUDY QUICK, R.N., an Arizona Resident;
25 DOES I-X; CORPORATIONS I-X; and
26 PARTNERSHIPS I-X,

Defendants.

No. CV201701294

\$ 224

**DEFENDANTS BANNER HEALTH
DBA BANNER CASA GRANDE
MEDICAL CENTER, CHARLOTTE
SONO-PETTY, RN, AND JUDY
QUICK, RN'S ANSWER TO
PLAINTIFFS' COMPLAINT**

(Assigned to Hon. Brenda E. Oldham)

24 Defendants Banner Health dba Banner Casa Grande Medical Center, Charlotte
25 Sono-Petty, RN, and Judy Quick, RN (collectively, "Banner Health"), through
26 undersigned counsel, admit, deny, and aver as follows:
27
28

SLATTERY PETERSEN PLLC
5981 E. Grant Road, Suite 101
Tucson, AZ 85712
Telephone: 520-326-1866

SLATTERY PETERSEN PLLC
 5981 E. Grant Road, Suite 101
 Tucson, AZ 85712
 Telephone: 520-326-1866

General Allegations

1. Answering Paragraph 1, Banner Health avers, upon information and belief, that this Court has jurisdiction over this pleading's subject matter, but Banner Health denies that any such events form the basis of liability against Banner Health.

2. Answering Paragraph 2, Banner Health avers, upon information and belief, that this Court has jurisdiction over all Defendants but until such time as the specific provisions of Arizona law, federal law or the Arizona Rules of Civil Procedure are identified by Plaintiffs, Banner Health lacks sufficient information to respond as to their applicability to this matter.

3. Answering Paragraph 3, Banner Health avers, upon information and belief, that venue is proper in Pinal County,¹ based upon Plaintiffs' allegations.

4. Answering Paragraph 4, Banner Health avers, upon information and belief, that the minimal jurisdictional amount has been established for filing the action in Arizona Superior Court, but Banner Health denies that any such events form the basis of liability against Banner Health.

Plaintiffs

5. Answering Paragraph 5, Banner Health avers, upon information and belief, that Dean Michael Watt's date of birth is as alleged in Paragraph 5.

6. Banner Health lacks knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 6 and 7 concerning the relationship, residence, status or conduct of parties other than this Answering Defendant and therefore denies them. Further answering, Banner Health avers that Plaintiffs' pleadings speak for themselves.

7. Banner Health lacks knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 8 concerning Plaintiffs' relationship

¹ Banner Health assumes that Plaintiffs' reference to Maricopa County in Paragraph 3 of their Complaint was a clerical error, as they chose to file this action in Pinal County.

1 and therefore denies them. Further answering, Banner Health avers that Plaintiffs'
2 pleadings speak for themselves.

3 **Defendant Banner Health**

4 8. Answering Paragraph 9, Banner Health avers that it is an Arizona
5 corporation and at the time of the events in question was doing business as Banner Casa
6 Grande Medical Center in Pinal County, Arizona.

7
8 9. Answering Paragraph 10, Banner Health avers that it is a healthcare provider
9 as that term is used in Arizona Medical Malpractice Act, A.R.S. § 12-561, *et seq.*, and was
10 authorized to provide healthcare and did provide healthcare to Dean Michael Watt and
11 Hayley Holland-Honea. All remaining allegations are denied.

12 10. Answering Paragraph 11, Banner Health avers that at all times relevant to
13 this action, Dean Michael Watt and Hayley Holland-Honea were patients of Banner
14 Health.

15 11. Answering Paragraph 12, Banner Health avers that, at all times relevant, it
16 owned and operated Banner Casa Grande Medical Center. Further answering, Banner
17 Health avers only that Charlotte Sono-Petty, RN and Judy Quick, RN were employees of
18 Banner Health at the time of the events in question in this case and were working in the
19 course and scope of their employment such that Banner Health is responsible for any
20 proven acts of negligence committed by the aforementioned employees in the course and
21 scope of their employment. Banner Health denies the remaining allegations contained in
22 Paragraph 12, as Plaintiffs have failed to state, with specificity, the identities of “the
23 doctors, nurses, technicians, and other healthcare professionals” and the “other labor,
24 delivery, and newborn healthcare professionals who provided care to and for Plaintiffs
25 Dean Michael Watt and Hayley Holland-Honea.” The allegations with regard to these
26 unnamed individuals are vague in that they fail to provide sufficient information
27 concerning what role, if any, they played in the care and treatment rendered to Plaintiffs or
28

SLATTERY PETERSEN PLLC
5981 E. Grant Road, Suite 101
Tucson, AZ 85712
Telephone: 520-326-1866

1 their relationship, if any to Banner Health or to other named defendants. Banner Health
2 denies that any of its employees were negligent. Further answering, Banner Health avers
3 only that it is liable for any proven acts of negligent of its employees, acting within the
4 course and scope of their employment. All remaining allegations contained in Paragraph
5 12 are denied.

6 12. Answering Paragraph 13, Banner Health avers only that Charlotte Sono-
7 Petty, RN and Judy Quick, RN were employees of Banner Health at the time of the events
8 in question in this case and were working in the course and scope of their employment
9 such that Banner Health is responsible for any proven acts of negligence committed by the
10 aforementioned employees in the course and scope of their employment. Banner Health
11 denies the remaining allegations contained in Paragraph 13, as Plaintiffs have failed to
12 state, with specificity, the identities of “the various medical, labor, delivery, nursing and
13 other healthcare professionals who provided care to Plaintiff Dean Michael Watt at
14 Defendant Banner.” The allegations with regard to these unnamed individuals are vague in
15 that they fail to provide sufficient information concerning what role, if any, they played in
16 the care and treatment rendered to Plaintiffs or their relationship, if any to Banner Health
17 or to other named defendants. Banner Health denies that any of its employees were
18 negligent. Further answering, Banner Health avers only that it is liable for any proven acts
19 of negligent of its employees, acting within the course and scope of their employment.
20 Banner Health denies that any of the Co-Defendants, including Dr. Rowland and Sun Life
21 Family Health Center, are employees or agents of Banner Health under an actual agency,
22 ostensible agency, *respondeat superior*, nondelegable duty or any other theory. All
23 remaining allegations contained in Paragraph 13 are denied.

24 13. Banner Health denies the allegations contained in Paragraph 14, as Plaintiffs
25 have failed to state, with specificity, the identities of “those doctors, nurses, technicians,
26 and other healthcare professionals” referred to therein. The allegations with regard to
27
28

SLATTERY PETERSEN PLLC
 5981 E. Grant Road, Suite 101
 Tucson, AZ 85712
 Telephone: 520-326-1866

1 these unnamed individuals are vague in that they fail to provide sufficient information
 2 concerning what role, if any, they played in the care and treatment rendered to Plaintiffs or
 3 their relationship, if any to Banner Health or to other named defendants.

4 14. Answering Paragraph 15, Banner Health avers only that it is liable for any
 5 proven acts of negligence of its employees, acting within the course and scope of their
 6 employment. All remaining allegations are denied. Banner Health denies that any of the
 7 Co-Defendants, including Dr. Rowland and Sun Life Family Health Center, are employees
 8 or agents of Banner Health under an actual agency, ostensible agency, *respondeat*
 9 *superior*, nondelegable duty or any other theory, or that it is liable for negligent
 10 hiring/training practices or any other hospital corporate liability theory. All remaining
 11 allegations set forth in Paragraph 15 are denied.

12 **Defendant Daniel Rowland, M.D.**

13 15. Answering Paragraphs 16-21, Banner Health lacks knowledge and
 14 information regarding the truth of the allegations pertaining to other defendants, other than
 15 to aver upon information and belief, that defendant Daniel Rowland, MD, was a physician
 16 licensed by the State of Arizona at the time of the events alleged in this Complaint. To the
 17 extent the allegations in Paragraphs 16-21 are intended to apply to this Answering
 18 Defendant, Banner Health denies them.

19 **Defendant Sun Life Family Health Center**

20 16. Answering Paragraphs 22-27, Banner Health lacks knowledge and
 21 information regarding the truth of the allegations pertaining to other defendants. To the
 22 extent the allegations in Paragraphs 22-27 are intended to apply to this Answering
 23 Defendant, Banner Health denies them.

24 **Defendants Charlotte Sono-Petty, RN and Judy Quick, RN**

25 17. Answering Paragraph 28, Banner Health avers that Defendants Charlotte
 26 Sono-Petty, RN and Judy Quick, RN ("Hospital Nurses") were Arizona residents and
 27
 28

SLATTERY PETERSEN PLLC
5981 E. Grant Road, Suite 101
Tucson, AZ 85712
Telephone: 520-326-1866

1 licensed registered nurses providing healthcare services on behalf of Banner Health for
2 Dean Michael Watt and Hayley Holland-Honea.

3 18. Answering Paragraph 29, Banner Health avers that the Hospital Nurses were
4 authorized to and did provide healthcare services to Dean Michael Watt and Hayley
5 Holland-Honea, as more fully set forth in the medical records.

6 19. Answering Paragraph 30, Banner Health avers that at all times relevant, the
7 Hospital Nurses were healthcare providers within the meaning of A.R.S. § 12-561 and
8 were authorized to provide healthcare pursuant to the scope of their licenses as registered
9 nurses.

10 20. Answering Paragraph 31, Banner Health avers that a healthcare
11 provider/patient relationship existed between the Hospital Nurses and Dean Michael Watt
12 and Hayley Holland-Honea within the scope of the Hospital Nurses' licenses.

13 **Doe Defendants**

14 21. Answering Paragraphs 32-34, Banner Health lacks knowledge and
15 information regarding the truth of the allegations pertaining to other defendants. To the
16 extent the allegations in Paragraphs 32-34 are intended to apply to this Answering
17 Defendant, Banner Health denies them.

18 **COUNT I**

19 **(Medical Negligence/Malpractice)**

20 22. Answering Paragraph 35, Banner Health incorporates by reference each
21 admission, denial, and averment to Paragraphs 1-34 of Plaintiffs' Complaint, as if set forth
22 fully herein.

23 23. Answering Paragraphs 36-37, Banner Health avers that this medical-
24 malpractice claim is brought under the Arizona Medical Malpractice Act, A.R.S. § 12-561,
25 *et seq.* but denies the remaining allegations.
26
27
28

SLATTERY PETERSEN PLLC
5981 E. Grant Road, Suite 101
Tucson, AZ 85712
Telephone: 520-326-1866

1 24. Answering Paragraph 38, Banner Health avers that at all times relevant to
2 this pleading, Banner Health provided medical care and treatment to Dean Michael Watt
3 and Hayley Holland-Honea. Banner Health denies the remaining allegations.

4 25. Answering Paragraph 39, Banner Health avers that Dean Michael Watt and
5 Hayley Holland-Honea were patients who were provided healthcare services at Banner
6 Casa Grande Medical Center. Banner Health denies the remaining allegations contained in
7 Paragraph 39.

8 26. Answering Paragraph 40, Banner Health avers that Dean Michael Watt and
9 Hayley Holland-Honea were patients who were provided healthcare services at Banner
10 Casa Grande Medical Center and that Banner Health was required to exercise that degree of
11 care, skill, and learning of a reasonably prudent healthcare provider in accordance with
12 A.R.S. § 12-563(1). Banner Health denies that it, or any of its employees or agents, were
13 negligent or breached any legal duty to Plaintiffs, as alleged or at all.

14 27. Answering Paragraphs 41-70, Banner Health avers that the medical records
15 more accurately and completely reflect events that took place concerning Dean Michael
16 Watt's and Hayley Holland-Honea's medical care that is the subject matter of this
17 Complaint. To the extent that Plaintiffs' factual allegations suggest that Banner Health or
18 anyone for whom Banner is legally responsible fell below the standard of care, it is denied.
19 Banner Health lacks knowledge and information regarding the truth of any allegations
20 pertaining to other defendants. All remaining allegations are denied.

21 28. Answering Paragraphs 71-72, Banner Health denies the allegations set forth
22 therein to the extent the allegations are intended to apply to this Answering Defendant.

23 29. Answering Paragraph 73, Banner Health is without knowledge or
24 information sufficient to form a belief concerning Plaintiffs' injuries or damages, if any,
25 but denies that Plaintiffs were injured or damaged, as alleged or at all, by reason of any
26 breach on the part of this Answering Defendant, or anyone over whom this Answering
27
28

1 Defendant is responsible.

2 30. Answering Paragraphs 74 and 75, Banner Health denies that any of the Co-
3 Defendants, including Dr. Rowland and Sun Life Family Health Center, are employees or
4 agents of Banner Health under an actual agency, ostensible agency, *respondeat superior*,
5 nondelegable duty or any other theory. Banner Health denies that it, or any of its
6 employees or agents, were negligent or breached any legal duty to Plaintiffs, as alleged or
7 at all.

8 31. Answering Paragraphs 76-83, Banner Health lacks knowledge or
9 information sufficient to form a belief as to the truth of the allegations contained therein
10 pertaining to other defendants. To the extent the allegations in Paragraphs 76-83 are
11 intended to apply to this Answering Defendant, Banner Health denies them.

12 32. Answering Paragraphs 84-89, Banner Health denies the allegations set forth
13 therein.

14 33. Answering Paragraphs 90-98, Banner Health is without knowledge or
15 information sufficient to form a belief concerning Plaintiffs' injuries or damages, if any,
16 but denies that Plaintiffs were injured or damaged, as alleged or at all, by reason of any
17 breach on the part of this Answering Defendant, or anyone over whom this Answering
18 Defendant is responsible.
19
20

21 General Denial

22 1. Banner Health denies any and all allegations of Plaintiffs' Complaint not
23 expressly admitted herein. Banner Health denies that it was negligent or guilty of any
24 conduct, of any kind or nature whatsoever that warrants the imposition of damages as
25 alleged, or at all. As to Plaintiffs' prayer for judgment, Banner Health denies that Plaintiffs
26 are entitled to any actual, general, and/or compensatory damages, special damages, costs,
27 expenses, fees, or any other relief.
28

Affirmative Defenses

1
2 1. Plaintiffs' Complaint fails to state a claim against Banner Health upon which
3 relief can be granted.

4 2. Plaintiffs' claims, if any, may be barred or reduced because of Plaintiffs'
5 assumption of the risk or comparative fault and/or the natural progression of Plaintiffs'
6 condition.

7 3. Plaintiffs' claims may be barred by the applicable statute of limitations.

8 4. Plaintiffs' injuries and damages, if any, did not occur as a result of any
9 conduct, action, or inaction by Banner Health. Rather, the damages suffered by Plaintiffs,
10 if any, may be the result of acts of Plaintiffs, third persons, or conditions beyond the control
11 of Banner Health as yet to be revealed through discovery. Accordingly, the trier of fact
12 must allocate fault among all individuals or entities, including Plaintiffs, whether parties or
13 non-parties, in accordance with A.R.S. § 12-2501, *et seq.*, including A.R.S. § 12-2505 and
14 § 12-2506.

15 5. Plaintiffs may have failed to mitigate any alleged damages. If there was such
16 failure to mitigate, Plaintiffs' damages, if any, must be reduced accordingly.

17 6. Plaintiffs may have failed to join indispensable parties.

18 7. Expert opinion testimony will be required in this case to prove all allegations
19 of negligence by Banner Health. Plaintiffs are required to disclose a preliminary expert
20 affidavit with their Initial Rule 26.1 Disclosure Statement pursuant to A.R.S. §§ 12-2603
21 and 12-2604.

22 8. Plaintiffs' injuries, losses or damages, if any, were not caused or contributed
23 to by any failure of Banner Health to comply with the applicable standard of care.
24 Plaintiffs are required to prove that Banner Health failed to exercise that degree of care,
25 skill and learning expected of a reasonable, prudent healthcare provider in the profession or
26 class to which the healthcare providers belong within the State acting in the same or similar
27
28

SLATTERY PETERSEN PLLC
 5981 E. Grant Road, Suite 101
 Tucson, AZ 85712
 Telephone: 520-326-1866

1 circumstances, and that failure to do so was the proximate cause of the injuries or damages
 2 sustained by Plaintiffs, pursuant to A.R.S. § 12-563.

3 9. Banner Health asserts that if Plaintiffs received any collateral source benefits
 4 or payments as defined by A.R.S. § 12-565 as a result of alleged injuries, Banner Health
 5 will introduce evidence of such payments or benefits at trial. The extent of such collateral
 6 sources is not yet known and is presumably in the possession of Plaintiffs.

7 10. Banner Health affirmatively alleges that Plaintiffs' alleged injuries may be
 8 the result of pre-existing injuries or medical conditions or the natural progression of
 9 medical conditions unrelated to those alleged to have occurred in the subject incident,
 10 which may bar recovery or reduce recovery to Plaintiffs.

11 11. Banner Health has not knowingly or intentionally waived any applicable
 12 affirmative defense. If it appears that any affirmative defense is or may be applicable after
 13 Banner Health has had the opportunity to conduct reasonable discovery in this matter, it
 14 will assert such affirmative defense in accordance with the Arizona Rules of Civil
 15 Procedure. Banner Health reserves the right to assert any and all affirmative defenses
 16 including those set forth in Rules 8(c) and 12(b) of the Arizona Rules of Civil Procedure.

17 WHEREFORE, having fully answered Plaintiffs' Complaint, Banner Health prays
 18 that Plaintiffs take nothing thereby, and for such other and further relief as the Court deems
 19 just and proper.
 20

21 Jury Trial Demand

22 Banner Health demands a jury trial.
 23

24 ///

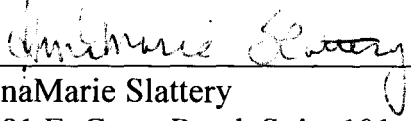
25 ///

26 ///

1 DATED this 5th day of October, 2017.

2 SLATTERY PETERSEN PLLC

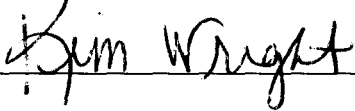
3
4 By


5 GinaMarie Slattery
6 5981 E. Grant Road, Suite 101
7 Tucson, AZ 85712
8 *Attorney for Banner Health dba*
9 *Banner Casa Grande Medical Center,*
Charlotte Sono-Petty, RN, and Judy
Quick, RN

10 ORIGINAL of the foregoing sent for filing via
11 overnight delivery this 5th of October, 2017,
12 and served via first-class U.S. Mail on the following:

13 Craig A. Knapp
14 David S. Friedman
15 KNAPP & ROBERTS, P.C.
16 8777 North Gainey Center Drive, Suite 165
17 Scottsdale, Arizona 85258
18 knapp@krattorneys.com
19 friedman@krattorneys.com
20 *Attorneys for Plaintiffs*

21
22
23
24
25
26
27
28 By



SLATTERY PETERSEN PLLC
5981 E. Grant Road, Suite 101
Tucson, AZ 85712
Telephone: 520-326-1866

FILED
AMANDA STANFORD
CLERK OF SUPERIOR COURT

17 OCT 23 PM 12:10

BY

DEPUTY

GinaMarie Slattery (#012867)
SLATTERY PETERSEN PLLC
5981 E. Grant Road, Suite 101
Tucson, AZ 85712
Telephone: (520) 326-1866
Facsimile: (866) 323-9593
gslattery@slatterypetersen.com
*Attorney for Banner Health dba
Banner Casa Grande Medical Center,
Charlotte Sono-Petty, RN, and Judy
Quick, RN*

IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF PINAL

DEAN MICHAEL WATT, a minor, by and
through his natural parents; HALEY
HOLLAND-HONEA and ALYAN WATT,
individually,

Plaintiffs,

vs.

BANNER HEALTH, an Arizona corporation
d/b/a BANNER CASA GRANDE MEDICAL
CENTER; DANIEL ROWLAND, M.D., a
Nebraska resident; SUN LIFE FAMILY
HEALTH CENTER, an Arizona corporation
d/b/a SUN LIFE CENTER FOR WOMEN;
CHARLOTTE SONO-PETTY, R.N., an
Arizona resident; JUDY QUICK, R.N., an
Arizona Resident; DOES I-X;
CORPORATIONS I-X; and PARTNERSHIPS
I-X,

Defendants.

No. C20171294

**DEFENDANTS BANNER
HEALTH DBA BANNER CASA
GRANDE MEDICAL CENTER,
CHARLOTTE SONO-PETTY,
RN, AND JUDY QUICK, RN'S
CERTIFICATE OF
COMPULSORY ARBITRATION**

(Assigned to Hon. Brenda E.
Oldham)

Defendants Banner Health dba Banner Casa Grande Medical Center, Charlotte
Sono-Petty, RN, and Judy Quick, RN, through undersigned counsel, hereby certify that the
largest award sought by the complainant, including punitive damages, but excluding
interest, attorneys' fee, and costs DOES exceed limits set by Local Rule for compulsory
arbitration.

CONFORMED COPY FURNISHED

SLATTERY PETERSEN PLLC
5981 E. Grant Road, Suite 101
Tucson, AZ 85712
Telephone: 520-326-1866

1 This case IS NOT subject to the Uniform Rules of Procedures for Arbitration.

2
3 DATED this 5th day of October, 2017.

4 SLATTERY PETERSEN PLLC

5
6 By 

7 GinaMarie Slattery
8 5981 E. Grant Road, Suite 101
9 Tucson, AZ 85712
10 *Attorney for Banner Health dba*
11 *Banner Casa Grande Medical Center,*
12 *Charlotte Sono-Petty, RN, and Judy*
13 *Quick, RN*

14 ORIGINAL of the foregoing sent for filing via
15 overnight delivery this 5th of October, 2017,
16 and served via first-class U.S. Mail on the following:

17 Craig A. Knapp
18 David S. Friedman
19 KNAPP & ROBERTS, P.C.
20 8777 North Gainey Center Drive, Suite 165
21 Scottsdale, Arizona 85258
22 knapp@krattorneys.com
23 friedman@krattorneys.com
24 *Attorneys for Plaintiffs*

25
26 By 

SLATTERY PETERSEN PLLC
5981 E. Grant Road, Suite 101
Tucson, AZ 85712
Telephone: 520-326-1866

FILED
AMANDA STANFORD
CLERK OF SUPERIOR COURT

17 OCT 23 PM 12:10

BY MW
DEPUTY

1 GinaMarie Slattery (#012867)
2 SLATTERY PETERSEN PLLC
3 5981 E. Grant Road, Suite 101
4 Tucson, AZ 85712
5 Telephone: (520) 326-1866
6 Facsimile: (866) 323-9593
7 gslattery@slatterypetersen.com
8 *Attorney for Banner Health dba*
9 *Banner Casa Grande Medical Center,*
10 *Charlotte Sono-Petty, RN, and Judy*
11 *Quick, RN*

IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF PINAL

10 DEAN MICHAEL WATT, a minor, by and
11 through his natural parents; HALEY
12 HOLLAND-HONEA and ALYAN WATT,
individually,

13 Plaintiffs,

14 vs.

15 BANNER HEALTH, an Arizona corporation
16 d/b/a BANNER CASA GRANDE MEDICAL
17 CENTER; DANIEL ROWLAND, M.D., a
18 Nebraska resident; SUN LIFE FAMILY
19 HEALTH CENTER, an Arizona corporation
20 d/b/a SUN LIFE CENTER FOR WOMEN;
21 CHARLOTTE SONO-PETTY, R.N., an
22 Arizona resident; JUDY QUICK, R.N., an
23 Arizona Resident; DOES I-X;
24 CORPORATIONS I-X; and PARTNERSHIPS
25 I-X,

26 Defendants.

No. C20171294

**DEFENDANTS BANNER
HEALTH DBA BANNER CASA
GRANDE MEDICAL CENTER,
CHARLOTTE SONO-PETTY,
RN, AND JUDY QUICK, RN'S
DEMAND FOR JURY TRIAL**

(Assigned to Hon. Brenda E.
Oldham)

24 Defendants Banner Health dba Banner Casa Grande Medical Center, Charlotte
25 Sono-Petty, RN, and Judy Quick, RN, through undersigned counsel, hereby requests a trial
26 by jury as to all triable issues in the above-captioned matter.
27
28

1 DATED this 5th day of October, 2017.

2 SLATTERY PETERSEN PLLC

3
4 By

Gina Marie Slattery
GinaMarie Slattery

5981 E. Grant Road, Suite 101

Tucson, AZ 85712

Attorney for Banner Health dba

Banner Casa Grande Medical Center,

Charlotte Sono-Petty, RN, and Judy

Quick, RN

10 ORIGINAL of the foregoing sent for filing via
11 overnight delivery this 5th of October, 2017,
12 and served via first-class U.S. Mail on the following:

Craig A. Knapp

David S. Friedman

KNAPP & ROBERTS, P.C.

8777 North Gainey Center Drive, Suite 165

Scottsdale, Arizona 85258

knapp@krattorneys.com

friedman@krattorneys.com

Attorneys for Plaintiffs

Jim Wright

SLATTERY PETERSEN PLLC
5981 E. Grant Road, Suite 101
Tucson, AZ 85712
Telephone: 520-326-1866

IN THE SUPERIOR COURT

9:14 a.m. Hearing starts
9:14 a.m. Hearing ends

PINAL COUNTY, STATE OF ARIZONA**Date: 01/19/2018****THE HON BRENDA E OLDHAM,****AMANDA STANFORD, CLERK****Courtroom: 2C**Court Reporter: JACQUELIN ALLENBy Deputy Clerk: B.LOHR

**DEAN MICHAEL WATT, a minor, by and through
his natural parents; HALEY HOLLAND-HONEA
and ALYAN WATT, individually,**

Plaintiff(s),**vs.**

**BANNER HEALTH, an Arizona corporation d/b/a
BANNER CASA GRANDE MEDICAL CENTER;
DANIEL ROWLAND M.D., a Nebraska Resident;
SUN LIFE FAMILY HEALTH CENTER an Arizona
corporation d/b/a SUN LIFE CENTER FOR
WOMEN; CHARLOTTE SONO-PETTY, R.N., an
Arizona resident; JUDY QUICK, R.N., an Arizona
resident; DOES I-X; CORPORATIONS I-X; and
PARTNERSHIPS I-X,**

Defendant(s).**S1100CV201701294****MINUTE ENTRY ACTION:****INACTIVE DISMISSAL****PRESENT:**

No parties appearing.

The Court announces that this is the time set for a Hearing on Inactive Dismissal.

The Court FINDS that service has been completed on defendant and that an answer has been filed; therefore,

IT IS HEREBY ORDERED vacating the Inactive Dismissal hearing this date.

Mailed/distributed copy: 01/19/2018

GINAMARIE SLATTERY

CRAIG KNAPP

DAVID FRIEDMAN

Office Distribution:
JUDGE/OLDHAM